

**FILED**

**MAR 19 2010**

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

BARRY J. PORTMAN  
Federal Public Defender  
ELIZABETH M. FALK  
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Counsel for Defendant ARIAS-ORDONEZ

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
NOE ARIAS-ORDONEZ,  
  
Defendants.

No. CR-07-0738 MMC

STIPULATION AND PROPOSED  
ORDER EXONERATING BOND AND  
RELEASING DEFENDANT FROM  
BOND CONDITIONS

Date: March 19, 2010

Court: Honorable Maria-Elena James

On March 9, 2010, the Ninth Circuit ruled in the defendant's favor on the government's interlocutory appeal challenging the district court's dismissal of the indictment in the aforementioned matter. *See United States v. Arias-Ordonez*, Cir. No. 08-10259. The government accordingly concurs with the defendant that the bond in this matter should be exonerated, as there is no pending indictment or proceedings against the defendant before this Court.

WHEREFORE, Mr. Arias-Ordonez respectfully requests this Court to grant the proposed stipulated order, exonerate the bond, remove him from electronic monitoring and all conditions of

1 release previously imposed.

2  
3 IT IS SO STIPULATED.

4 DATED: 3/19/09

/S/  
ELIZABETH M. FALK  
Assistant Federal Public Defender

6  
7 DATED: 3/19/10

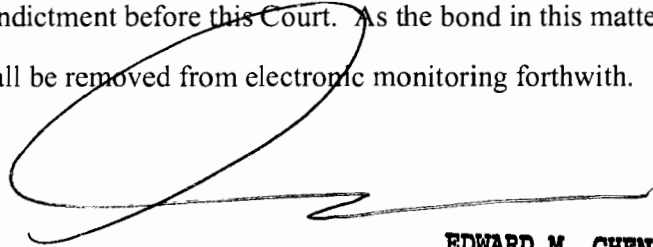
/S/  
OWEN P. MARTIKAN  
Assistant United States Attorney

9  
10 **[PROPOSED] ORDER**

11  
12 GOOD CAUSE SHOWN, it is hereby ORDERED that the bond in this matter is  
13 EXONERATED as there is no pending indictment before this Court. As the bond in this matter is  
14 hereby rescinded, Mr. Arias-Ordonez shall be removed from electronic monitoring forthwith.

15  
16 DATED:

3 / 19 / 10



**EDWARD M. CHEN**

17  
18 ~~THE HONORABLE MARIA-ELENA JAMES~~  
19 UNITED STATES MAGISTRATE JUDGE  
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22  
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